

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TODD HATCH,

Plaintiff,

v.

ACCLARENT, INC., *et al.*,

Defendants.

Case No. C22-0323RSL

**AMENDED ORDER SETTING
TRIAL DATE & RELATED DATES**

TRIAL DATE

April 1, 2024

Reports from expert witnesses under FRCP 26(a)(2) due

September 6, 2023

All motions related to discovery must be noted on the motion
calendar no later than the Friday before discovery closes
pursuant to LCR 7(d) or LCR 37(a)(2)

Discovery completed by

November 5, 2023

All dispositive motions must be filed by and noted on the motion
calendar no later than the fourth Friday thereafter (see
LCR 7(d)(3))

December 5, 2023

All motions in limine must be filed by and noted on the motion
calendar no earlier than the second Friday thereafter.
Replies will be accepted.

February 5, 2024

Agreed pretrial order due

February 21, 2024

Pretrial conference to be scheduled by the Court

Trial briefs, proposed voir dire questions, proposed jury
instructions, and trial exhibits due

February 28, 2024

Length of Trial: 5-7 days

Jury

These dates are set at the direction of the Court after reviewing the parties' submission. Dkt. # 25. All other dates have already passed or are specified in the Local Civil Rules. If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall be performed on the next business day. These are firm dates that can be changed only by order of the Court, not by agreement of counsel or the parties. The Court will alter these dates only upon good cause shown; failure to complete discovery within the time allowed is not recognized as good cause.

If the trial date assigned to this matter creates an irreconcilable conflict, counsel must notify Teri Roberts, the judicial assistant, at 206-370-8810 within 10 days of the date of this Order and must set forth the exact nature of the conflict. A failure to do so will be deemed a waiver. Counsel must be prepared to begin trial on the date scheduled, but it should be understood that the trial may have to await the completion of other cases.

The settlement conference conducted between the close of discovery and the filing of dispositive motions requires a face-to-face meeting or a telephone conference between persons with authority to settle the case. The settlement conference does not have to involve a third-party neutral.

ALTERATIONS TO ELECTRONIC FILING PROCEDURES AND LOCAL RULES

Information and procedures for electronic filing can be found on the Western District of Washington's website at www.wawd.uscourts.gov. *Pro se* litigants may file either electronically or in paper form. The following alterations to the Electronic Filing Procedures apply in all cases pending before Judge Lasnik:

– Alteration to LCR 10(e)(9) - Effective July 1, 2014, the Western District of

1 Washington will no longer accept courtesy copies in 3-ring binders. All courtesy copies must be
2 3-hole punched, tabbed, and bound by rubber bands or clips. If any courtesy copies are delivered
3 to the intake desk or chambers in 3-ring binders, the binders will be returned immediately. This
4 policy does **NOT** apply to the submission of trial exhibits.

5 – Alteration to Section III, Paragraph M of the Electronic Filing Procedures - Unless the
6 proposed order is stipulated, agreed, or otherwise uncontested, the parties need not e-mail a copy
7 of the order to the judge's e-mail address.

8 – Pursuant to LCR 10(e)(10), all references in the parties' filings to exhibits should be as
9 specific as possible (*i.e.*, the reference should cite the specific page numbers, paragraphs, line
10 numbers, etc.). All exhibits must be marked to designate testimony or evidence referred to in the
11 parties' filings. Filings that do not comply with LCR 10(e) may be rejected and/or returned to
12 the filing party, particularly if a party submits lengthy deposition testimony without highlighting
13 or other required markings.

14 – Alteration to LCR 7(d)(4) - Any motion *in limine* must be filed by the date set forth
15 above and noted on the motion calendar no earlier than the second Friday thereafter. Any
16 response is due on or before the Wednesday before the noting date. Parties may file and serve
17 reply memoranda, not to exceed nine pages in length, on or before the noting date.

18 PRIVACY POLICY

19 Pursuant to Federal Rule of Civil Procedure 5.2 and LCR 5.2, parties must redact the
20 following information from documents and exhibits before they are filed with the court:

21 * Dates of Birth - redact to the year of birth

22 * Names of Minor Children - redact to the initials

23 * Social Security Numbers and Taxpayer Identification Numbers - redact in their entirety

24 * Financial Accounting Information - redact to the last four digits

1 * Passport Numbers and Driver License Numbers - redact in their entirety

2 All documents filed in the above-captioned matter must comply with Federal Rule of
3 Civil Procedure 5.2 and LCR 5.2.

4 COOPERATION

5 As required by LCR 37(a), all discovery matters are to be resolved by agreement if
6 possible. Counsel are further directed to cooperate in preparing the final pretrial order in the
7 format required by LCR 16.1, except as ordered below.


8 TRIAL EXHIBITS

9 The original and one copy of the trial exhibits are to be delivered to chambers five days
10 before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the
11 Clerk's Office. The Court hereby alters the LCR 16.1 procedure for numbering exhibits:
12 plaintiff's exhibits shall be numbered consecutively beginning with 1; defendant's exhibits shall
13 be numbered consecutively beginning with 500. Duplicate documents shall not be listed twice:
14 once a party has identified an exhibit in the pretrial order, any party may use it. Each set of
15 exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

16 SETTLEMENT

17 Should this case settle, counsel shall notify the Deputy Clerk, Victoria Ericksen at 206-
18 370-8517, as soon as possible. Pursuant to LCR 11(b), an attorney who fails to give the Deputy
19 Clerk prompt notice of settlement may be subject to such discipline as the Court deems
20 appropriate.

21 DATED this 17th day of April, 2023.

22 

23 ROBERT S. LASNIK
24 United States District Judge